

**Claim 18 (original):** The fishing lure of Claim 17 wherein said bait segment includes an outer surface of said tapered head having markings thereon to resemble a fish head, said bait segment further includes a weight imbedded therein.

### **REMARKS**

#### **Summary of the Examiner's Actions**

The examiner rejected claims 1-2, 4-18 under 35 U.S.C. § 112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter that the applicant regards as the invention. Applicant acknowledges the objections.

The examiner objected to claims 9-12 and 16-18 due to informalities. Applicant acknowledges the rejection under 35 U.S.C. § 112, second paragraph.

The examiner allowed Claim 3. Applicant appreciates such indication.

#### **Rejections Under 35 U.S.C. § 112, Second Paragraph**

Claims 1, 2, 4, 7, 8, 13, and 17 have been amended as suggested by the examiner. Accordingly, the rejections under 35 U.S.C. § 112, second paragraph have been traversed.

In the rejection of Claim 15, the examiner quotes "said first clapper . . . extend from a pair of closely spaced holes . . . said second clapper . . . a pair of closely spaced holes . . . ." A review of the response to the office action of July 8, 2004, shows that each of the indefinite articles "a" were amended at that time to "said" to indicate a reference to the prior usage of "pair of closely spaced holes." Accordingly, Applicant respectfully requests that the rejection of Claim 15 be withdrawn.

In view of the amendments and clarification presented herein, it is respectfully submitted that Claims 1, 2, and 4-18 are in condition for allowance.

## **Claim Objections**


Claims 9 and 16 have been amended as suggested by the examiner. Accordingly, the objections to Claims 9-12 and 16-18 have been traversed.

## **Summary**

In view of the amendment of Claims 1, 2, 4, 7, 8, 9, 13, 16, and 17 and the arguments presented herein, it is believed that the above-identified patent application is in a condition for the issuance of a Notice of Allowance. Such action by the examiner is respectfully requested. If, however, the examiner is of the opinion that any of the drawings or other portions of the application are still not allowable, it will be appreciated if the examiner will telephone the undersigned to expedite the prosecution of the application.

Please charge any additional fees associated with this communication, or credit any overpayment, to Deposit Account No. 16-1910.

Respectfully submitted,



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